



**DENTAL BOARD OF CALIFORNIA  
MEETING AGENDA**

**February 27-28, 2020**

DoubleTree by Hilton Hotel San Diego  
1646 Front Street  
San Diego, CA, 92101

(619) 239-6800 (Hotel) or (916) 263-2300 or (877) 729-7789 (Board Office)

**Members of the Board:**

Thomas Stewart, DDS, President  
Steven Chan, DDS, Vice President  
Joanne Pacheco, RDH, Secretary

Fran Burton, MSW, Public Member  
Alan Felsenfeld, DDS  
Ross Lai, DDS  
Lilia Larin, DDS  
Meredith McKenzie, Public Member

Abigail Medina, Public Member  
Rosalinda Olague, RDA, BA  
Steven Morrow, DDS, MS,  
James Yu, DDS, MS

During this two-day meeting, the Dental Board of California will consider and may take action on any of the agenda items, unless listed as informational only. Items may be taken out of order, tabled or held over to a subsequent meeting; items scheduled to be heard on Thursday may be held over to Friday, and items scheduled to be heard on Friday may be moved up to Thursday, for convenience, to accommodate speakers, or to maintain a quorum. Anyone wishing to be present when the Board takes action on any item on this agenda must be prepared to attend the two-day meeting in its entirety.

In the event a quorum of the Board is unable to attend the meeting, or the Board is unable to maintain a quorum once the meeting is called to order, the president may, at his/her discretion, continue to discuss items from the agenda and to vote to make recommendations to the full board at a future meeting (Government Code section 11125(c)).

Public comments will be taken on agenda items at the time the specific item is raised. All times are approximate and subject to change. The meeting may be cancelled without notice. Time limitations for discussion and comment will be determined by the President. For verification of the meeting, call (916) 263-2300 or access the Board's website at [www.dbc.ca.gov](http://www.dbc.ca.gov). This Board meeting is open to the public and is accessible to the physically disabled. A person who needs a disability-related accommodation or modification in order to participate in the meeting may make a request by contacting Karen M. Fischer, MPA, Executive Officer, at 2005 Evergreen Street, Suite 1550, Sacramento, CA 95815, or by phone at (916) 263-2300. Providing your request at least

five business days before the meeting will help to ensure availability of the requested accommodation.

While the Board intends to webcast this meeting, it may not be possible to webcast the entire open meeting due to limitations on resources or technical difficulties that may arise. Adjournment, if it is the only item that occurs after a closed session, may not be webcast. A committee opening and roll call, if the only item preceding a closed session, may not be webcast. To view the Webcast, please visit <https://thedcapage.blog/>

**Thursday, February 27, 2020**

**9:00 A.M. FULL BOARD MEETING – OPEN SESSION**

1. Call to Order/Roll Call/Establishment of a Quorum
2. Approval of November 14-15, 2019, Board Meeting Minutes
3. Board President Welcome and Report
4. Report of the Department of Consumer Affairs (DCA) Staffing and Activities
5. Budget Report
6. Discussion and Possible Action Regarding Appointment of New Registered Dental Assistant in Extended Functions (RDAEF) Examiners
7. Update Regarding Dental Assisting Council Member(s)

**CONVENE JOINT MEETING OF THE DENTAL BOARD OF CALIFORNIA AND THE DENTAL ASSISTING COUNCIL – SEE ATTACHED AGENDA**

The purpose of this joint meeting is to allow the Board and the Dental Assisting Council to interact with each other, ask questions, and participate in discussions.

**RETURN TO FULL BOARD OPEN SESSION**

8. Presentation by Carl Sonne, Senior Assistant Deputy Attorney General, Licensing Unit – Update of Attorney General’s Annual Report on Accusations Prosecuted for Department of Consumer Affairs Client Agencies in Compliance with Business and Professions Code Section 312.2
9. Enforcement
  - a. Review of Enforcement Statistics and Trends
10. Substance Use Awareness
  - a. Diversion Program Report and Statistics

- b. Update on Controlled Substance Utilization Review and Evaluation System (CURES) Report

## **RECESS TO CLOSED SESSION**

### **CLOSED SESSION – FULL BOARD**

#### A. Deliberate and Take Action on Disciplinary Matters

The Board will meet in closed session as authorized by Government Code §11126(c)(3). If the Board is unable to deliberate and take action on all disciplinary matters due to time constraints, it will also meet in closed session on February 28, 2020.

#### B. Discussion Regarding *Sulitzer v. Tippins*, US District Court, Central District of CA, Case No. 2:19-CV-08902

The Board will meet in closed session as authorized by Government Code §11126(e).

## **RETURN TO FULL BOARD OPEN SESSION**

**Recess Until Friday, February 28, 2020.**

## **LICENSING, CERTIFICATION, AND PERMITS COMMITTEE MEETING**

### **OPEN SESSION**

#### A. Call to Order/Roll Call/Establishment of a Quorum

### **CLOSED SESSION – LICENSING, CERTIFICATION, AND PERMITS COMMITTEE**

#### B. Issuance of New License(s) to Replace Cancelled License(s)

The Committee will meet in closed session as authorized by Government Code §11126(c)(2) to deliberate on applications for issuance of new license(s) to replace cancelled license(s).

#### C. Grant, Deny or Request Further Evaluation for General Anesthesia Permit

Onsite Inspection and Evaluation Failure, pursuant to Title 16 CCR Section 1043.6

The Committee will meet in closed session as authorized by Government Code Section 11126(c)(2) to deliberate whether or not to grant, deny or request further evaluation for a General Anesthesia Permit as it Relates to an Onsite Inspection and Evaluation Failure.

#### D. Grant, Deny or Request Further Evaluation for Conscious Sedation Permit

Onsite Inspection and Evaluation Failure, pursuant to Title 16 CCR Section 1043.6.

The Committee will meet in closed session as authorized by Government Code Section 11126(c)(2) to deliberate on whether or not to grant, deny or request further evaluation for a Conscious Sedation Permit as it Relates to an Onsite Inspection and Evaluation Failure.

## **RETURN TO COMMITTEE OPEN SESSION**

## **Committee Adjournment**

**FRIDAY, February 28, 2020**

### **8:00 A.M. CLOSED SESSION – FULL BOARD (IF NECESSARY)**

#### Deliberate and Take Action on Disciplinary Matters

If the Board was unable to deliberate and take action on all disciplinary matters due to time constraints on Thursday, February 27, 2020, it will also meet in closed session on Friday, February 28, 2020 as authorized by Government Code §11126(c)(3).

### **9:00 A.M. FULL BOARD MEETING – OPEN SESSION**

11. Call to Order/Roll Call/Establishment of a Quorum

12. Executive Officer's Report

- a. Administrative Summary including Personnel and Technology Updates
- b. Update Regarding Application for Dental Board Approval from Qingdao University School of Stomatology, China

13. Report of the Dental Hygiene Board of California (DHBC) Activities

14. Presentation by Dr. Steven Friedrichsen – Update on the American Dental Education Association (ADEA) Compendium of Clinical Competency Assessment.

15. Examinations

- a. Update on the Portfolio Pathway to Licensure
- b. Western Regional Examination Board Report
- c. Update Regarding Implementation of the American Board of Dental Examiners (ADEX)

16. Licensing, Certifications, and Permits

- a. Review of Dental Licensure and Permit Statistics
- b. General Anesthesia and Conscious Sedation Permit Evaluation Statistics

17. Update of the Dental Board of California 2017-2020 Strategic Plan

18. Legislation

- a. 2020 Tentative Legislative Calendar – Information Only

b. Discussion and Possible Action on Tracking Legislation

- i. Assembly Bill 1263 (Low) Contracts: Consumer Services: Consumer Complaints
- ii. Assembly Bill 1998 (Low) Dental Practice Act: unprofessional conduct: patient of record
- iii. Senate Bill 653 (Chang) Dental hygienists: registered dental hygienist in alternative practice: scope of practice.
- iv. Senate Bill 776 (Skinner) College admissions: criminal history inquiry: prohibition
- v. Senate Bill 878 (Jones) Department of Consumer Affairs Licensing: applications: wait times

19. Regulations

a. Update on Pending Regulatory Packages

- i. Basic Life Support Equivalency Standards (Cal. Code of Regs., Title 16, Sections 1016 and 1016.2)
- ii. Citation and Fine (Cal. Code of Regs., Title 16, Sections 1023.2 and 1023.7)
- iii. Continuing Education Requirements (Cal. Code of Regs., Title 16, Sections 1016 and 1017)
- iv. Dental Assisting Comprehensive Rulemaking (Cal. Code of Regs., Title 16, Division 10, Chapter 3)
- v. Determination of Radiographs and Placement of Interim Therapeutic Restorations (Cal. Code of Regs., Title 16, Section 1071.1)
- vi. Diversion Committee Membership (Cal. Code of Regs., Title 16, Section 1020.4)
- vii. Elective Facial Cosmetic Surgery Permit Application Requirements and Renewal Requirements (Cal. Code of Regs., Title 16, Sections 1044.6, 1044.7, and 1044.8)
- viii. Dentistry Law and Ethics Exam Score (Cal. Code of Regs., Title 16, Section 1031)
- ix. Mobile Dental Clinic and Portable Dental Unit Registration Requirements (Cal. Code of Regs., Title 16, Section 1049)
- x. Minimum Standards for Infection Control (Cal. Code of Regs., Title 16, Section 1005)
- xi. Substantial Relationship Criteria (Cal. Code of Regs., Title 16, Section 1019 and 1020)

20. Licensing, Certifications, and Permits Committee Report on Closed Session

The Board may take action on recommendations regarding applications for issuance of new license(s) to replace cancelled license(s) and whether or not to grant, deny, or request further evaluation for a Conscious Sedation Permit as it relates to an onsite inspection and evaluation failure.

21. Public Comment on Items Not on the Agenda

The Board may not discuss or take action on any matter raised during the Public Comment section that is not included on this agenda, except whether to decide to

place the matter on the agenda of a future meeting (Government Code §§ 11125 and 11125.7(a)).

22. Board Member Comments on Items Not on the Agenda

The Board may not discuss or take action on any matter raised during the Board Member Comments section that is not included on this agenda, except whether to decide to place the matter on the agenda of a future meeting (Government Code §§ 11125 and 11125.7(a)).

23. Adjournment